

FRIDAY, MAY 7, 1897.

The Senate met pursuant to adjournment.

The President in the chair.

The roll being called, the following Senators answered to their names:

Mr. President, Messrs. Adams, Bailey, Blitch of 20th, Blitch of 21st, Broome, Bynum, Carson, Clark, Crosby, Daniel, Darby, Dimick, Dougherty, Fuller, Hartridge, Hooker, Myers, McLin, Palmer of 11th, Palmer of 14th, Peacock, Phipps, Reeves, Roberts, Thomas, Wadsworth and Williams—25.

A quorum present.

Prayer by the Chaplain.

On motion the reading of the Journal was dispensed with.

The Journal was corrected and approved.

Mr. Carson introduced the following resolution:

Resolved, That the Comptroller be, and he is hereby, requested to report to the Senate the total amount paid by the State of Florida on account of tax sales made in the years 1894, 1895 and 1896, and the total amount realized on account of sales and redemptions of tax certificates, including the interest on all tax sale certificates purchased or redeemed during said years, which was received by the State Treasurer, together with such other information and suggestions in relation thereto as will enable the Senate to properly understand the operation of the present law; and show whether or not it would be to the advantage of a majority of the counties to so amend the law as to provide for a distribution of the interest received on such certificates.

Mr. Carson moved the adoption of the resolution;

Which was agreed to.

Introduction of Bills.

By Mr. Adams:

Senate Bill No. 209:

A bill to be entitled an act to authorize the construction and maintenance of gates across the public roads in this State, and to provide for the removal of the same;

Which was read the first time by its title and referred to the Committee on Judiciary.

By Mr. Carson:

Senate Bill No. 210:

A bill to be entitled an act in relation to the salaries of certain administrative officers;

Which was read the first time by its title and referred to the Committee on Judiciary.

By Mr. Palmer of 11th:

Senate Bill No. 211:

A bill to be entitled an act to legalize the assessment levy and collections of taxes for the year 1896 by the city of Tampa, and to prescribe the mode of collecting the same;

Which was read the first time by its title and referred to the Committee on City and County Organization.

Orders of the Day.

Senate Bill No. 87:

A bill to be entitled an act to regulate the catching or taking of fish in the waters of the State of Florida,

Was taken up, together with the original bill—

The pending question being the following amendment to the amendment offered by Mr. Palmer of 11th, and his motion to adopt the same:

In lines 2, 4 and 7, section 2, strike out the figures "350" in each of said lines, and substitute therefor the figures "1000."

The amendment was not agreed to.

Mr. Hendley moved that Senate Bill No. 87 lay on the table subject to call, and that 100 copies with amendment be printed for the use of the members;

Which was not agreed to.

The original amendment of Mr. Fuller to Senate Bill No. 87 was adopted.

Mr. Fuller moved that Senate Bill No. 87 be made the special order for 11 a. m. to-morrow.

Mr. Phipps moved to reconsider the vote by which the amendment to Senate Bill No. 87 was adopted.

Mr. Fuller moved to lay the motion to reconsider on the table;

Which was agreed to.

Mr. Fuller's motion to make Senate Bill No. 87, as amended, the special order for to-morrow morning at 11 o'clock,

Was not agreed to.

Senate Bill No. 87, as amended, was referred to the Committee on Engrossed Bills.

By permission—
Mr. Hooker, Chairman of the Joint Committee on Enrolled Bills, submitted the following report:

SENATE CHAMBER, }
TALLAHASSEE, FLA., May 7, 1897. }

HON. CHAS. J. PERRENOT,

President of the Senate:

SIR—Your Joint Committee on Enrolled Bills, to whom was referred—

An act abrogating citations on appeals in chancery causes from the Circuit to the Supreme Court, and making the record of the entry of such appeals notice in such causes.

Also,

An act to abrogate the writ of Scire Facias ad Audiendum Errores in appellate proceedings to the Supreme Court, and to provide a substitute therefor in civil causes.

Also,

An act to amend an act entitled an act to abolish the present municipal government of the city of Sanford, Orange county, Florida, and organize a city government for the same, and provide its jurisdiction and powers.

Beg leave to report that the same has been delivered to the Governor for his approval.

Very respectfully,

J. N. HOOKER,

Chairman Joint Committee on Enrolled Bills.

By permission—
Mr Chipley, Chairman of the Committee on City and County Organization, submitted the following report:

SENATE CHAMBER, }
TALLAHASSEE, FLA., May 7, 1897. }

HON. CHAS. J. PERRENOT,

President of the Senate:

SIR—Your Committee on City and County Organization, to whom was referred—

House Bill No. 82:

A bill to be entitled an act to abolish the present corporation of the town of Clearwater Harbor, Florida, and to provide a municipal government for the town of Clearwater, and to define the boundaries thereof.

Also,

House Bill No. 107:

A bill to be entitled an act to legalize and make valid the

town of Tarpon Springs, and acts done by said town and for other purposes.

Beg leave to report that they have carefully considered same, and would recommend that they do pass.

Very respectfully,

W. D. CHIPLEY,

Chairman Committee on City and County Organization.

And House Bills Nos. 82 and 107, contained in the above report, were placed on the calendar of bills on second reading.

By permission—

Mr. Chipley, Chairman of the Committee on City and County Organization, submitted the following report:

SENATE CHAMBER, }
TALLAHASSEE, FLA., May 7, 1897. }

HON. CHAS. J. PERRENOT,

President of the Senate:

SIR—Your Committee on City and County Organization, to whom was referred—

Senate Bill No. 197:

A bill to be entitled an act declaring the town of Hawthorne, in the county of Alachua, to be a legally incorporated town.

Also,

Senate Bill No. 204:

A bill to be entitled an act to legalize the incorporation of the town of Palmetto, in the county of Manatee, State of Florida, and to declare the incorporation of the town of Palmetto valid and in full force and effect.

Also,

Senate Bill No. 207:

A bill to be entitled an act to amend section 3 of chapter 4497, Laws of Florida, entitled an act to incorporate the city of West Tampa in Hillsborough county.

Beg leave to report that they have carefully examined the same, and recommend that they do pass.

Very respectfully,

W. D. CHIPLEY,

Chairman Committee on City and County Organization.

And Senate Bills Nos. 197, 204, and 207, contained in the above report, were placed on the calendar of bills on second reading.

By permission—
Mr. Barber, Chairman of the Committee on Engrossed Bills, submitted the following report:

SENATE CHAMBER,
TALLAHASSEE, FLA., May 7, 1897. }

HON. CHAS. J. PERRENOT,

President of the Senate:

SIR—Your Committee on Engrossed Bills, to whom was referred—

Senate Joint Resolution No. 49:

Joint Resolution proposing an amendment to section thirteen (13) of article sixteen (16) of the Constitution of the State of Florida, relating to sureties upon official bonds.

Beg leave to report that they have carefully examined the same, and find it correctly engrossed.

Very respectfully,

CHAS. F. BARBER,

Chairman Committee on Engrossed Bills.

And Senate Joint Resolution No. 49, contained in the above report, was placed on the calendar of bills on third reading.

By permission—

Mr. Barber, Chairman of the Committee on Engrossed Bills, submitted the following report:

SENATE CHAMBER,
TALLAHASSEE, FLA., May 6, 1897. }

HON. CHAS. J. PERRENOT,

President of the Senate:

SIR—Your Committee on Engrossed Bills, to whom was referred—

Senate Bill No. 58:

A bill to be entitled an act to prohibit the taking or receiving of money on deposit by any bank after the insolvency of said bank, and providing punishment for the same.

Beg leave to report that they have carefully examined the same, and find it correctly engrossed.

Very respectfully,

CHAS. F. BARBER,

Chairman Committee on Engrossed Bills.

And Senate Bill No. 58, contained in the above report, was placed on the calendar of bills on third reading.

By permission—

Mr. Blitch of 20th, Chairman of the Committee on State Affairs, submitted the following report:

SENATE CHAMBER, }
TALLAHASSEE, FLA., May 7, 1897. }

HON. CHAS. J. PERRENOT,

President of the Senate:

SIR—Your Committee on State Affairs, to whom was referred—

House Memorial No. 38:

A memorial to the Congress of the United States, asking an appropriation of \$10,000 for the improvement of the Kissimmee river, and lakes and canals tributary thereto.

And,

Senate Memorial No. 160:

A memorial to Congress asking that the settlers on the "Fort Jupiter Reservation" be allowed to homestead their claims under the homestead act, and that the time they have actually resided on the land be deducted from the five years' residence required by law before proving up their claim, instead of having to pay the appraised price set by Congress for the same.

Be pleased to report that we have examined the same, and recommend that they do pass.

Very respectfully,

S. H. BLITCH,

Chairman Committee on State Affairs.

And House Memorial No. 38 and Senate Memorial No. 160, contained in the above report, were placed on the calendar of bills on second reading.

By permission—

Mr. Blitch of 20th, Chairman of the Committee on State Affairs, submitted the following report:

SENATE CHAMBER, }
TALLAHASSEE, FLA., May 7, 1897. }

HON. CHAS. J. PERRENOT,

President of the Senate:

Sir—Your Committee on State Affairs, to whom was referred—

House Bill No. 46:

Memorial to Congress asking an appropriation for opening two inlets into Indian river.

And,

House Joint Resolution No. 4:

Proposing an amendment to section 35 of article 5 of the Constitution of the State of Florida, relating to the establishment of courts in this State.

And,

House Joint Resolution No. 49:

A Joint Resolution requesting the Senators and Representatives in Congress from this State to use their efforts towards securing an appropriation for deepening the harbor of Boca Grande, Lee county, Florida.

Beg leave to report that they have carefully examined the same, and recommend that they do pass.

Very respectfully,

S. H. BLITCH,

Chairman Committee on State Affairs.

And House Bill No. 46, and House Joint Resolutions Nos. 4 and 49, contained in the above report, were placed on the calendar of bills on third reading.

Mr. Adams asked leave to withdraw Senate Memorial No. 202;

Which was granted.

Mr. Reeves moved that the Senate do now go into executive session;

Which was agreed to.

And at 11:30 the doors were closed.

At 11:45 the doors were opened.

The President in the chair.

The roll being called, the following Senators answered to their names:

Mr. President, Messrs. Blitch of 20th, Blitch of 21st, Broome, Bynum, Carson, Crosby, Dimick, Fuller, Gaillard, Hartridge, Hooker, McLin, Peacock, Phipps, Reeves, Thomas, Wadsworth and Williams—19.

A quorum present.

Mr. Phipps moved that the rules be waived, and that House messages be taken up;

Which was agreed to by a two-thirds vote.

Mr. Blitch of 21st moved that the messages be spread upon the Journal without reading, but that the bills therein be read the first time by their title and appropriately referred;

Which was agreed to.

Messages from the House.

The following message from the House of Representatives was read:

HOUSE OF REPRESENTATIVES, }
TALLAHASSEE, FLA., May 7, 1897. }

HON. CHAS. J. PERRENOT,

President of the Senate:

SIR—I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

House Bill No. 2:

A bill to be entitled an act to regulate the holding of political primary elections in Alachua county for the nomination of delegates to political conventions, or of candidates for any elective office under the laws of this State.

And respectfully request the concurrence of the Senate thereto.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk House of Representatives.

And House Bill No. 2, contained in the above message, was read the first time by its title and referred to the Committee on Judiciary.

Also the following:

HOUSE OF REPRESENTATIVES, }
TALLAHASSEE, FLA., May 6, 1897. }

HON. CHAS J. PERRENOT,

President of the Senate:

SIR—I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

House Bill No. 130:

A bill to be entitled an act to amend an act entitled an act to provide for the cancellation and satisfaction of mortgages, liens and judgments.

And respectfully request the concurrence of the Senate thereto.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk House of Representatives.

And House Bill No. 130, contained in the above message, was read the first time by its title and referred to the Committee on Judiciary.

Also the following:

HOUSE OF REPRESENTATIVES, }
TALLAHASSEE, FLA., May 6, 1897. }

HON. CHAS. J. PERRENOT,

President of the Senate:

SIR—I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

House Bill No. 132:

A bill to be entitled an act requiring the Comptroller to furnish a list of the lands not subject to taxation to the various county assessors.

And respectfully request the concurrence of the Senate thereto.

Very respectfully,

WM. FORSYTH BYNUM,
Chief Clerk House of Representatives.

And House Bill No. 132, contained in the above message, was read the first time by its title and referred to the Committee on Finance and Taxation.

Also the following:

HOUSE OF REPRESENTATIVES, }
TALLAHASSEE, FLA., May 6, 1897. }

HON. CHAS. J. PERRENOT,

President of the Senate:

SIR—I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

House Bill No. 133:

A bill to be entitled an act exempting the employes of certain State institutions from duty as grand and petit jurors.

And respectfully request the concurrence of the Senate thereto.

Very respectfully,

WM. FORSYTH BYNUM,
Chief Clerk House of Representatives.

And House Bill No. 138, contained in the above message, was read the first time by its title and referred to the Committee on Judiciary.

Pending the reading of messages from the House—

A committee from the House of Representatives announced that the House was ready to receive the Senate in joint session, and to proceed to the election of a United States Senator in joint session.

The hour of 12 o'clock having arrived, the Senate proceeded in a body to the hall of the House of Representatives.

12 O'CLOCK M.

JOINT SESSION, May 7, 1897.

At 12 o'clock the Senate entered the Hall of the House of Representatives, and was received by the House.

President Perrenot in the chair.

The President ordered the Secretary of the Senate to call the roll of the Senate.

Upon call of the roll, the following Senators answered to their names:

Mr. President, Messrs. Adams, Bailey, Barber, Blitch of 20th, Blitch of 21st, Broome, Bynum, Carson, Chipley, Clark, Crosby, Daniel, Darby, Dimick, Dougherty, Fuller, Gaillard, Hartridge, Hooker, Myers, McLin, Palmer of 11th, Palmer of 14th, Peacock, Phipps, Reeves, Roberts, Thomas, Wadsworth and Williams—31.

A quorum present.

The President ordered the roll of the House called.

Upon call of the roll, the following Members answered to their names:

Mr. Speaker, Messrs. Ayer, Baggett, Baker, Ballentine, Bates, Bethel, Blanton, Bunch, Burnsed, Canty, Carlisle, Carter, Chaires, Christie, Cobb, Cox, Crumpton, Dees, Dupree, Dyal, Ellis, Frisbee, Fielding, Fulton, Harris, Hendry of Lee, Hyer, Lamar, Lewis, Linton, McCall, McCreary, Mobley, Morgan of Hamilton, Morgan of Putnam, Owens, Pelot, Pedrick, Pope, Potter, Rawls, Register, Rice, Richbourg, Robertson, Rouse, Shepard of Liberty, Shepard of Orange, Sloan, Spencer, Stanford, Stockton, Street, Thayer, Turner, Wall of Bradford, Wall of Putnam, Ward, Watson, Whitner, Williams, Wilson, Wolff, Young and Zewadski—66.

A quorum present.

The Journal of yesterday was approved.

The motion of Mr. Wilson to reconsider the vote by which the following resolution of Mr. Wall of Putnam was laid on the table yesterday.

Whereas, It is eminently necessary that there should be no mistake made in the selection of a United States Senator in regard to his position on the financial subject,

Therefore be it resolved, That this joint legislature vote for no man for United States Senator unless he can produce satisfactory evidence that he was in favor of the free coinage of silver by the United States of America at the legal ratio of 16 to 1, prior to the meeting of the Democratic convention at Chicago in 1896, such evidence to be given to the Secretary and read to-morrow,

Was taken up.

The motion to reconsider was not agreed to.

Mr. Myers moved that the joint session proceed to vote for a United States Senator;

Which was agreed to.

And the joint session proceeded to vote for United States Senator.

Mr. Broome withdrew the name of Hon. Wilkinson Call, and placed in nomination Hon. Jno. N. C. Stockton of Duval, for United States Senator.

Mr. Williams seconded the nomination.

The roll of the Senate was called, and the vote was:

For Stockton—Messrs. Adams, Barber, Blich of 21st, Broome, Crosby, Palmer of 14th, Roberts, Thomas and Williams—9.

For Chipley—Mr. President, Messrs. Bynum, Clark, Dougherty, Fuller, Gaillard, Hartridge, Hooker, Palmer of 11th, Peacock, Reeves and Wadsworth—12.

For Raney—Messrs. Bailey, Carson, Daniel, Darby, Dimick, Hendley, Myers and Phipps—8.

For Burford—Mr. Blich of 20th—1.

For Hocker—Mr. McLin—1.

Total number of votes cast, 31.

Mr. Chipley was passed.

The roll of the House of Representatives was called, and the vote was:

For Stockton—Messrs. Ayer, Baker, Bethel, Bunch, Burnsed, Canty, Carlisle, Carter, Crumpton, Dyal, Frisbee, Lewis, Linton, McCall, McCreary, Morgan of Hamilton, Pelot, Pope, Rawls, Shepard of Liberty, Wall of Bradford, Wall of Putnam, Ward and Wilson—24.

For Chipley—Mr. Speaker, Messrs. Baggett, Ballentine, Cobb, Dupree, Ellis, Fielding, Harris, Hendry of Lee, Hyer, Morgan of Putnam, Owens, Pedrick, Potter, Richbourg,

Robertson, Shepard of Orange, Spencer, Stanford, Street, Thayer, Turner, Watson, Williams and Young—25.

For Raney—Messrs. Bates, Blanton, Chaires, Christie, Cox, Fulton, Lamar, Mobley, Register, Rice, Whitner and Wolff—12.

For Hocker—Messrs. Sloan and Zewadski—2.

Total number of votes cast, 63.

Mr. Dees announced that he was paired with Mr. Hendry of Taylor.

Mr. Rouse was passed.

Mr. Stockton was passed.

The Secretary announced that thirty-one (31) votes in the Senate, and sixty-three (63) in the House, making a total of ninety-four (94) votes, had been cast.

The President announced that the following gentlemen had received the number of votes opposite their respective names:

Jno. N. C. Stockton, 33;

W. D. Chipley, 37;

G. P. Raney, 20;

W. A. Hocker, 3;

R. A. Burford, 1.

And that no one having received the majority of votes cast required by law, that there was no election of United States Senator.

Mr. Christie moved that the joint session do now adjourn;

Which was agreed to.

Thereupon the joint session stood adjourned until 12 o'clock to-morrow.

1:25 O'CLOCK.

At 1:25 p. m. the Senate resumed its session.

The President in the chair.

The roll being called, the following Senators answered to their names:

Mr. President, Messrs. Adams, Barber, Blitch of 20th, Blitch of 21st, Broome, Bynum, Carson, Clark, Crosby, Daniel, Darby, Dimick, Dougherty, Fuller, Gaillard, Hart, ridge, Hendley, Hooker, Myers, McLin, Palmer of 14th, Peacock, Phipps, Reeves, Roberts, Thomas and Williams—28*

A quorum present.

Mr. Darby, moved that the Senate do now adjourn until 10 o'clock to-morrow morning.

Which was agreed to.

Thereupon the Senate stood adjourned until 10 o'clock to-morrow morning.

Confirmations.

COUNTY COMMISSIONERS.

ALACHUA COUNTY.

- District No. 1—W. M. Blich.
District No. 2—W. J. Mathews.
District No. 3—J. D. Matheson.
District No. 4—P. G. Ramsey.
District No. 5—Thomas R. Kennedy.

BAKER COUNTY.

- District No. 1—Geo. P. Canova.
District No. 2—Daniel L. Roberts.
District No. 3—Francis P. Pons.
District No. 4—James Combs.
District No. 5—Theo. Phillips.

BRADFORD COUNTY.

- District No. 1—George W. Clyatt.
District No. 2—John B. Crews.
District No. 3—Edward A. Todd.
District No. 4—William A. Tumblin.
District No. 5—Marion N. Blanton.

CALHOUN COUNTY.

- District No. 1—S. H. Yon.
District No. 2—J. M. Hansford.
District No. 3—J. H. McClellan, Jr.
District No. 4—M. B. McClellan.
District No. 5—H. M. Spicer.

CLAY COUNTY.

- District No. 1—J. M. Berry.
District No. 2—W. R. DeWitt.
District No. 3—J. H. Carter.
District No. 4—William Conway.
District No. 5—D. W. Brown.

DADE COUNTY.

- District No. 1—William S. Tancre.
District No. 2—N. W. Pitts.
District No. 3—G. W. Lainhart.
District No. 4—E. L. White.
District No. 5—W. J. Shone.

DESOTO COUNTY.

- District No. 1—Cyrus Jones.
- District No. 2—James M. Bourland.
- District No. 3—George W. McLane.
- District No. 4—Samuel S. Avant.
- District No. 5—William King.

GADSDEN COUNTY.

- District No. 1—D. W. Miller.
- District No. 2—F. H. May.
- District No. 3—H. S. Shepard.
- District No. 4—D. H. McDougald.
- District No. 5—E. Owens.

HAMILTON COUNTY.

- District No. 1—William B. Holmes.
- District No. 2—William H. McLeod.
- District No. 3—John F. Smith.
- District No. 4—Charles F. Cone.
- District No. 5—Martin L. Lee.

HILLSBOROUGH COUNTY.

- District No. 1—Hugh Somerville.
- District No. 2—S. J. Drawdy.
- District No. 3—J. P. Tomberlin.
- District No. 4—E. C. Blanton.
- District No. 5—J. B. Pollard.

HOLMES COUNTY.

- District No. 1—G. A. Standley.
- District No. 2—J. M. Brownell.
- District No. 3—C. S. Mathews.
- District No. 4—J. D. Grace.
- District No. 5—C. E. Stile.

LAKE COUNTY.

- District No. 1—J. C. Luning.
- District No. 2—J. P. Moser.
- District No. 3—J. A. Lowry.
- District No. 4—L. J. Owens.
- District No. 5—S. M. Owens.

ORANGE COUNTY.

- District No. 1—J. H. Lee.
- District No. 2—J. N. Whitner.
- District No. 3—H. H. Dickson.
- District No. 4—C. O. Warner.
- District No. 5—H. K. Fuller.

OSCEOLA COUNTY.

- District No. 1—Samuel Miller.
- District No. 2—M. N. Overstreet.
- District No. 3—J. E. Bass.
- District No. 4—J. B. Tumblin.
- District No. 5—Robert La Martin.

ST. JOHNS COUNTY.

- District No. 1—W. M. DeGrose.
- District No. 2—William Hernandez.
- District No. 3—F. L. Mitchell.
- District No. 4—Bartolo Genovar.
- District No. 5—R. J. Oliver.

SUWANNEE COUNTY.

- District No. 1—J. H. Johns.
- District No. 2—John F. Newlan.
- District No. 3—H. B. Peacock.
- District No. 4—James Parrish.
- District No. 5—J. M. Hall.

WASHINGTON COUNTY.

- District No. 1—James M. Simmons.
- District No. 2—W. T. Horne.
- District No. 3—Jeff. Anderson.
- District No. 4—William Miller.
- District No. 5—Reif Karl.

SATURDAY, May 8, 1897.

The Senate met pursuant to adjournment.

The President in the chair.

The roll being called, the following Senators answered to their names:

Mr. President, Messrs. Adams, Barber, Blitch of 20th, Blitch of 21st, Broome, Bynum, Carson, Chipley Clark, Crosby, Daniel, Darby, Dimick, Fuller, Gaillard, Hartridge, Hendley, Hooker, Myers, McLin, Palmer of 11th, Palmer of 14th, Peacock, Phipps, Reeves, Thomas, Wadsworth and Williams—29.

A quorum present.

Prayer by the Chaplain.